

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR UTILITY PATENT APPLICATION**

Attorney's Docket No.
032405-003

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I BELIEVE I AM THE ORIGINAL, FIRST AND SOLE INVENTOR (if only one name is listed below) OR AN ORIGINAL, FIRST AND JOINT INVENTOR (if more than one name is listed below) OF THE SUBJECT MATTER WHICH IS CLAIMED AND FOR WHICH A PATENT IS SOUGHT ON THE INVENTION ENTITLED:

SUTURELESS CLOSURE AND DEPLOYMENT SYSTEM FOR CONNECTING BLOOD VESSELS

the specification of which

(check one)

is attached hereto;

was filed on May 18, 1999 as

Application No. 09/314,278

and was amended on _____;
(if applicable)

I HAVE REVIEWED AND UNDERSTAND THE CONTENTS OF THE ABOVE-IDENTIFIED SPECIFICATION, INCLUDING THE CLAIMS, AS AMENDED BY ANY AMENDMENT REFERRED TO ABOVE;

I ACKNOWLEDGE THE DUTY TO DISCLOSE TO THE OFFICE ALL INFORMATION KNOWN TO ME TO BE MATERIAL TO PATENTABILITY AS DEFINED IN TITLE 37, CODE OF FEDERAL REGULATIONS, Sec. 1.56 (as amended effective March 16, 1992);

I do not know and do not believe the said invention was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to said application; that said invention was not in public use or on sale in the United States of America more than one year prior to said application; that said invention has not been patented or made the subject of an inventor's certificate issued before the date of said application in any country foreign to the United States of America on any application filed by me or my legal representatives or assigns more than twelve months prior to said application;

I hereby claim foreign priority benefits under Title 35, United States Code Sec. 119 and/or Sec. 365 of any foreign application(s) for patent or inventor's certificate as indicated below and have also identified below any foreign application for patent or inventor's certificate on this invention having a filing date before that of the application(s) on which priority is claimed:

COPY

COMBINED DECLARATION AND POWER OF ATTORNEY

Attorney's Docket No.
032405-003

| COUNTRY/INTERNATIONAL | APPLICATION NUMBER | DATE OF FILING (day, month, year) | PRIORITY CLAIMED |
|-----------------------|--------------------|--------------------------------------|------------------|
| | | | YES_ NO_ |
| | | | YES_ NO_ |

I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:

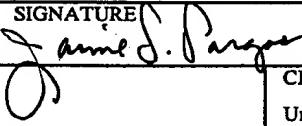
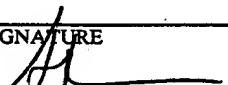
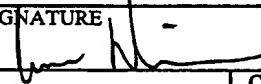
| | | | | | |
|---------------------------|--------|------------------------|--------|------------------------|--------|
| William L. Mathis | 17,337 | George A. Hovanec, Jr. | 28,223 | Peter K. Skiff | 31,917 |
| Peter H. Smolka | 15,913 | James A. LaBarre | 28,632 | Richard J. McGrath | 29,195 |
| Robert S. Swecker | 19,885 | E. Joseph Gess | 28,510 | Matthew L. Schneider | 32,814 |
| Platon N. Mandros | 22,124 | R. Danny Huntington | 27,903 | Michael G. Savage | 32,596 |
| Benton S. Duffett, Jr. | 22,030 | Eric H. Weisblatt | 30,505 | Gerald F. Swiss | 30,113 |
| Norman H. Stepono | 22,716 | James W. Peterson | 26,057 | Michael J. Ure | 33,089 |
| Ronald L. Grudziecki | 24,970 | Teresa Stanek Rea | 30,427 | Charles F. Wieland III | 33,096 |
| Frederick G. Michaud, Jr. | 26,003 | Robert E. Krebs | 25,885 | Bruce T. Wieder | 33,815 |
| Alan E. Kopecki | 25,813 | William C. Rowland | 30,888 | Todd R. Walters | 34,040 |
| Regis E. Slutter | 26,999 | T. Gene Dillahuntly | 25,423 | Ronni S. Jillions | 31,979 |
| Samuel C. Miller, III | 27,360 | Patrick C. Keane | 32,858 | Harold R. Brown III | 36,341 |
| Ralph L. Freeland, Jr. | 16,110 | Bruce J. Boggs, Jr. | 32,344 | Allen R. Baum | 36,086 |
| Robert G. Mukai | 28,531 | William H. Benz | 25,952 | Steven M. du Bois | 35,023 |

and: Cindy A. Lynch, Reg. No. 38,699

Address all correspondence to: James W. Peterson
 BURNS, DOANE, SWECKER & MATHIS, L.L.P.
 P.O. Box 1404
 Alexandria, Virginia 22313-1404

Address all telephone calls to: Cindy A. Lynch at (650) 854-7400.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | | |
|---|---|------------------------------|
| FULL NAME OF SOLE OR FIRST INVENTOR Jaime Vargas | SIGNATURE  | DATE 7/26/99 |
| RESIDENCE 879 Clara Drive, Palo Alto, CA 94303 | | CITIZENSHIP United States |
| POST OFFICE ADDRESS Same as above | | |
| FULL NAME OF SECOND JOINT INVENTOR, IF ANY Stephen A. Yencho | SIGNATURE  | DATE 7/26/99 |
| RESIDENCE 320 Linfield Drive, Menlo Park, CA 94025 | | CITIZENSHIP United States |
| POST OFFICE ADDRESS Same as above | | |
| FULL NAME OF THIRD JOINT INVENTOR, IF ANY Jamey Nielsen | SIGNATURE  | DATE 7/26/99 |
| RESIDENCE 163 Hearst Avenue, San Francisco, CA 94131 | | CITIZENSHIP United States |
| POST OFFICE ADDRESS Same as above | | |

COPY

| COMBINED DECLARATION AND POWER OF ATTORNEY | | Attorney's Docket No. 032405-003 |
|---|---|-------------------------------------|
| FULL NAME OF FOURTH JOINT INVENTOR, IF ANY Michael Hendrickson | SIGNATURE <i>Michael Hendrickson</i> | DATE 7/29/99 |
| RESIDENCE 612 Cambridge Avenue No. 4, Menlo Park, CA 94025 | CITIZENSHIP United States | |
| POST OFFICE ADDRESS Same as above | | |
| FULL NAME OF FIFTH JOINT INVENTOR, IF ANY Bernard A. Hausen | SIGNATURE <i>Bernard A. Hausen</i> | DATE 7-24/99 |
| RESIDENCE 1024 Mallet Court, Menlo Park, CA 94025 | CITIZENSHIP United States | |
| POST OFFICE ADDRESS Same as above | | |
| FULL NAME OF SIXTH JOINT INVENTOR, IF ANY | SIGNATURE | DATE |
| RESIDENCE | CITIZENSHIP | |
| POST OFFICE ADDRESS | | |
| FULL NAME OF SEVENTH JOINT INVENTOR, IF ANY | SIGNATURE | DATE |
| RESIDENCE | CITIZENSHIP | |
| POST OFFICE ADDRESS | | |
| FULL NAME OF EIGHTH JOINT INVENTOR, IF ANY | SIGNATURE | DATE |
| RESIDENCE | CITIZENSHIP | |
| POST OFFICE ADDRESS | | |
| FULL NAME OF NINTH JOINT INVENTOR, IF ANY | SIGNATURE | DATE |
| RESIDENCE | CITIZENSHIP | |
| POST OFFICE ADDRESS | | |
| FULL NAME OF TENTH JOINT INVENTOR, IF ANY | SIGNATURE | DATE |
| RESIDENCE | CITIZENSHIP | |
| POST OFFICE ADDRESS | | |
| FULL NAME OF ELEVENTH JOINT INVENTOR, IF ANY | SIGNATURE | DATE |
| RESIDENCE | CITIZENSHIP | |
| POST OFFICE ADDRESS | | |
| FULL NAME OF TWELFTH JOINT INVENTOR, IF ANY | SIGNATURE | DATE |
| RESIDENCE | CITIZENSHIP | |
| POST OFFICE ADDRESS | | |

COPY

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY
(Includes Reference to Provisional and PCT International Applications)

Attorney's Docket No.
032405-003

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;
I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor
(if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention
entitled:

SUTURELESS CLOSURE AND DEPLOYMENT SYSTEM FOR CONNECTING BLOOD VESSELS

the specification of which (check only one item below):

is attached hereto.

was filed as United States application

Number 09/314,278

on May 18, 1999

and was amended

on August 9, 1999, and March 29, 2000 (if applicable).

was filed as PCT international application

Number _____

on _____

and was amended

on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 (a)-(e) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

PRIOR FOREIGN/PCT APPLICATION(S) AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. §119:

| COUNTRY (if PCT, indicate "PCT") | APPLICATION NUMBER | DATE OF FILING (day, month, year) | PRIORITY CLAIMED UNDER 35 U.S.C. §119 |
|-------------------------------------|--------------------|--------------------------------------|--|
| | | | <u>_ Yes</u> <u>_ No</u> |
| | | | <u>_ Yes</u> <u>_ No</u> |
| | | | <u>_ Yes</u> <u>_ No</u> |
| | | | <u>_ Yes</u> <u>_ No</u> |
| | | | <u>_ Yes</u> <u>_ No</u> |

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

(Application Number)

(Filing Date)

COPY

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (CONT'D)
(Includes Reference to Provisional and PCT International Applications)

Attorney's Docket No.

I hereby claim the benefit under Title 35, United States Code, §120 of any United States applications(s) or PCT international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose to the Office all information known to me to be material to the patentability as defined in Title 37, Code of Federal Regulations §1.56, which became available between the filing date of the prior application(s) and the national or PCT international filing date of this application:

PRIOR U.S. APPLICATIONS OR PCT INTERNATIONAL APPLICATIONS DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. §120.

| U.S. APPLICATIONS | | STATUS (check one) | | |
|--|------------------|--|---------|-----------|
| U.S. APPLICATION NUMBER | U.S. FILING DATE | PATENTED | PENDING | ABANDONED |
| 09/132,711 | AUGUST 12, 1998 | | X | |
| | | | | |
| | | | | |
| | | | | |
| PCT APPLICATIONS DESIGNATING THE U.S. | | | | |
| PCT APPLICATION NO. | PCT FILING DATE | U.S. APPLICATION NUMBERS ASSIGNED (if any) | | |
| | | | | |
| | | | | |
| | | | | |

I hereby appoint the following attorneys and agent(s) to prosecute said application and to transact all business in the Patent and Trademark Office connected therewith and to file, prosecute and to transact all business in connection with international applications directed to said invention:

| | | | | | |
|---------------------------|--------|----------------------|--------|------------------------|--------|
| William L. Mathis | 17,337 | R. Danny Huntington | 27,903 | Gerald F. Swiss | 30,113 |
| Robert S. Swecker | 19,885 | Eric H. Weisblatt | 30,505 | Charles F. Wieland III | 33,096 |
| Platon N. Mandros | 22,124 | James W. Peterson | 26,057 | Bruce T. Wieder | 33,815 |
| Benton S. Duffett, Jr. | 22,030 | Teresa Stanek Rea | 30,427 | Todd R. Walters | 34,040 |
| Norman H. Stepno | 22,716 | Robert E. Krebs | 25,885 | Ronni S. Jillions | 31,979 |
| Ronald L. Grudziecki | 24,970 | William C. Rowland | 30,888 | Harold R. Brown III | 36,341 |
| Frederick G. Michaud, Jr. | 26,003 | T. Gene Dillahunty | 25,423 | Allen R. Baum | 36,086 |
| Alan E. Kopecki | 25,813 | Patrick C. Keane | 32,858 | Steven M. du Bois | 35,023 |
| Regis E. Slutter | 26,999 | Bruce J. Boggs, Jr. | 32,344 | Brian P. O'Shaughnessy | 32,747 |
| Samuel C. Miller, III | 27,360 | William H. Benz | 25,952 | Kenneth B. Leffler | 36,075 |
| Robert G. Mukai | 28,531 | Peter K. Skiff | 31,917 | Fred W. Hathaway | 32,236 |
| George A. Hovanec, Jr. | 28,223 | Richard J. McGrath | 29,195 | | |
| James A. LaBarre | 28,632 | Matthew L. Schneider | 32,814 | | |
| E. Joseph Gess | 28,510 | Michael G. Savage | 32,596 | | |

21839

and: Wendi L. Weinstein, Reg. No. 34,456 and Cindy A. Lynch, Reg. No. 38,699

Address all correspondence to:



21839

James W. Peterson
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

Address all telephone calls to: Wendi L. Weinstein **at (703) 836-6620**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

COPY

COMBINED DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY (CONT'D)
 (Includes Reference to Provisional and PCT International Applications)

Attorney's Docket No.

032405-003

| | | | |
|--|--|-------------------------------------|-----------------|
| FULL NAME OF SOLE OR FIRST INVENTOR JAIME VARGAS RESIDENCE PALO ALTO, CA POST OFFICE ADDRESS 879 CLARA DRIVE, PALO ALTO, CA 94303 | | SIGNATURE <i>Jaime S. Vargas</i> | DATE 8/21/00 |
| FULL NAME OF SECOND JOINT INVENTOR, IF ANY STEPHEN A. YENCHY RESIDENCE MENLO PARK, CA POST OFFICE ADDRESS 320 LINFIELD DRIVE, MENLO PARK, CA 94025 | | SIGNATURE <i>H</i> | DATE 8/19/00 |
| FULL NAME OF THIRD JOINT INVENTOR, IF ANY JAMEY NIELSEN RESIDENCE SAN FRANCISCO, CA POST OFFICE ADDRESS 163 HEARST AVENUE, SAN FRANCISCO, CA 94131 | | SIGNATURE <i>J. Nielsen</i> | DATE 8/14/00 |
| FULL NAME OF FOURTH JOINT INVENTOR, IF ANY MICHAEL HENDRICKSEN RESIDENCE MENLO PARK, CA POST OFFICE ADDRESS 612 CAMBRIDGE AVENUE, NO. 4, MENLO PARK, CA 94025 | | SIGNATURE <i>M. Hendrickson</i> | DATE 8/19/00 |
| FULL NAME OF FIFTH JOINT INVENTOR, IF ANY BERNARD A. HAUSEN RESIDENCE MENLO PARK, CA POST OFFICE ADDRESS 1024 MALLET COURT, MENLO PARK, CA 94025 | | SIGNATURE <i>B. Hauser</i> | DATE 8/19/00 |
| FULL NAME OF SIXTH JOINT INVENTOR, IF ANY RESIDENCE POST OFFICE ADDRESS | | SIGNATURE | DATE |
| FULL NAME OF SEVENTH JOINT INVENTOR, IF ANY RESIDENCE POST OFFICE ADDRESS | | SIGNATURE | DATE |
| FULL NAME OF EIGHTH JOINT INVENTOR, IF ANY RESIDENCE POST OFFICE ADDRESS | | SIGNATURE | DATE |

COPY